

**RESOLUTION NO. 09-148**

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA APPROVING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 09-22, THAT GRANTED AN ADJUSTMENT ON CONDITION THAT THE TERRACE BE LEGALIZED WITHIN 180 DAYS AND THE ACCESSORY BUILDING BE REMOVED, ON PROPERTY LOCATED AT **1050 WEST 56 STREET, HIALEAH, FLORIDA**; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, the Planning and Zoning Board, at its regular meeting of August 26, 2009, entered a final decision, Decision No. 09-22, subject to review by the Hialeah City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:


**Section 1:** The Mayor and the City Council of the City of Hialeah, Florida hereby approve Final Decision 09-22 granting an adjustment of 6.23 feet, as to the east side setback, where 7.5 feet are required, for an open terrace built without the benefit of a building permit on condition that the terrace be legalized within 180 days and the accessory building be removed. The property located at 1050 West 56 Street, Hialeah, Florida, zoned R-1 (One Family District).

**Section 2:** This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED AND ADOPTED this 22nd day of September, 2009.

  
Carlos Hernandez  
Council President

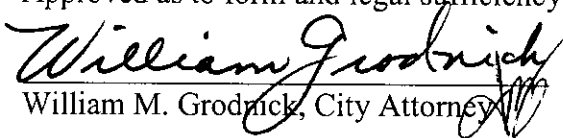
Attest:

  
Rafael E. Granado, City Clerk

Approved on this 24 day of September, 2009.

  
Mayor Julio Robaina

Approved as to form and legal sufficiency:

  
William M. Grodnick, City Attorney

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Resolution was adopted by a 6-0 vote with Councilmembers, Caragol, Casals-Muñoz, Cue, Gonzalez, Hernandez, Yedra voting "Yes" and Councilmember Garcia-Martinez absent.